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FILE NO. A33207-PCT-USA-072667.0132

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : FREYSSINET, Georges et al.
Serial No. : 09/554,024 Examiner:
Filed : May 8, 2000 Group Art Unit:
For : GENE CODING FOR THANATIN,
VECTOR CONTAINING SAME AND RESULTING
TRANSFORMED DISEASE-RESISTANT PLANTS

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS

I hereby certify that this paper is being deposited with the United States
Postal Service as first class mail in an envelope addressed to:
Assistant Commissioner for Patents, Washington, D.C. 20231

October 11, 2000

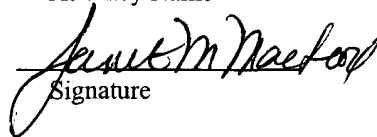
Date of Deposit

Janet M. MacLeod

Attorney Name

35,263

PTO Registration No.


Signature

October 11, 2000

Date of Signature

Assistant Commissioner for Patents

Washington, D.C. 20231

BOX PCT

Sir:

10/18/2000 MBIZUNES 00000015 09554024

01 FC:116
02 FC:154
03 FC:156

NY02:287582.1

This paper is in response to the Notification of Missing Requirements
1350.00 US
130.00 JP
130.00 GB

PATENT

mailed May 31, 2000 for the above-identified application. Applicants request a four-month extension of time for responding to the Notification and enclose the fee required under 37 C.F.R. § 1.17(a)(4).

Enclosed herewith are a translation of the application into English, translations of the PCT Request and International Preliminary Examination Report into English, and a Combined Declaration and Power of Attorney identifying the application by the international application number and filing date.

A check in the amount of \$1650 in payment of the extension fee under 37 C.F.R. § 1.17(a)(4) (\$1390), the translation processing fee under 37 C.F.R. § 1.492(f) (\$130) and a surcharge under 37 C.F.R. § 1.492(e) (130) is enclosed. Any additional fees necessitated by this communication may be charged to Deposit Account No. 02-4377. Two copies of this paper are enclosed.

Respectfully submitted,


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33207-PC1 US	
INTERNATIONAL APPLICATION NO.	
PCT/FR98/02375	
1 A FILING DATE:	PRIORITY DATE:
06 NOV 98	07 NOV 97
DATE MAILED: 31 MAY 2000	

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

1. The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as

- ☐ a Designated Office (37 CFR 1.494),
- ☒ an Elected Office (37 CFR 1.495):
- ☒ U.S. Basic National Fee.
- ☒ Copy of the international application in:
 - ☒ a non-English language.
 - ☐ English.
- ☐ Translation of the international application into English.
- ☐ Oath or Declaration of inventors(s) for DO/EO/US.
- ☐ Copy of Article 19 amendments.
- ☐ Translation of Article 19 amendments into English.
- ☒ The International Preliminary Examination Report in English and its Annexes, if any.
- ☐ Translation of Annexes to the International Preliminary Examination Report into English.
- ☒ Preliminary amendment(s) filed _____ and _____.
- ☐ Information Disclosure Statement(s) filed _____ and _____.
- ☐ Assignment document.
- ☐ Power of Attorney and/or Change of Address.
- ☐ Substitute specification filed _____.
- ☐ Verified Statement Claiming Small Entity Status.
- ☒ Priority Document.
- ☒ Copy of the International Search Report ☒ and copies of the references cited therein.
- ☐ Other:

BAKER BOTTS L.L.P.

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JH/A

Docketed

For 6/30/2000

2. The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- ☒ a. Translation of the application into English. Note a processing fee will be required if submitted later than the appropriate 20 or 30 months from the priority date. *11/30*
 - ☐ The current translation is defective for the reasons indicated on the attached Notice of Defective Translation.
- ☒ b. Processing fee for providing the translation of the application and/or the Annexes later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(f)).
- ☒ c. Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
 - ☐ The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) for the reasons indicated on the attached PCT/DO/EO/917.
- ☒ d. Surcharge for providing the oath or declaration later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(e)).

3. Additional claim fees of \$ _____ as a ☐ large entity ☐ small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due. See attached PTO-875.

ALL OF THE ITEMS SET FORTH IN 2(a)-2(d) AND 3 ABOVE MUST BE SUBMITTED WITHIN ONE MONTH FROM THE DATE OF THIS NOTICE OR BY ☐ 21 OR ☒ 31 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

4. Translation of the Annexes **MUST** be submitted no later than the time period set above or the annexes will be cancelled. Note processing fee will be required if submitted later than 30 months from the priority date.

5. ☐ The Article 19 amendments are cancelled since a translation was not provided by the appropriate 20 (37 CFR 1.494(d)) or 30 (37 CFR 1.495(d)) months from the priority date.

Applicant is reminded that any communication to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above. (37 CFR 1.5)

A copy of this notice MUST be returned with this response.

Enclosed:

☐ PCT/DO/EO/917

☐ Notice of Defective Translation

☐ PTO-875

FORM PCT/DO/EO/905 (December 1997)

Karen Williams *KW*

Telephone: 703-305-3688